

E-Filed on March 31, 2016

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*Attorneys for Secured Creditor,
 Cohen Braffits Estates Development, LLC*

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NEVADA

In Re:

BRAFFITS CREEK ESTATES, LLC,
 Debtors.

Case No.: BK-S-12-19780-LED
 Ch 11

**NOTICE OF ENTRY OF ORDER
 GRANTING MOTION TO CLOSE
 CASE AND ENTER FINAL DECREE**

**Date of Hearing: March 29, 2016
 Time of Hearing: 9:30 AM**

PLEASE TAKE NOTICE that an *Order Granting Motion to Close Case and Enter Final Decree* [Dkt 384] ("Order") was entered in the above-referenced matter. A true and correct copy of the Order is attached.

DATED this 31st day of March, 2016.

JOHNSON & GUBLER, P.C.

/s/ Matthew L. Johnson
 Matthew L. Johnson (6004)
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CERTIFICATE OF SERVICE

On this 31st day of March, 2016, I served the foregoing **NOTICE OF ENTRY OF ORDER GRANTING MOTION TO CLOSE CASE AND ENTER FINAL DECREE** by ECF System to the persons and addresses listed below.

See attached Electronic Mail Notice List.

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Annabelle M. Nudo
An Employee of
JOHNSON & GUBLER, P.C.

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Mailing Information for Case 12-19780-led

Electronic Mail Notice List

The following is the list of **parties** who are currently on the list to receive email notice/service for this case.

- **JONAS V. ANDERSON** jonas.v.anderson@usdoj.gov
- **OGONNA M. BROWN** obrown@nevadafirm.com, apestonit@nevadafirm.com;oswibies@nevadafirm.com;agandara@nevadafirm.com
- **GEOFFREY L. CHESNUT** gchesnut@expresslaw.com
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- **MATTHEW L. JOHNSON** annabelle@mjohnsonlaw.com, mjohnson@mjohnsonlaw.com;kylie@mjohnsonlaw.com
- **U.S. TRUSTEE - LV - 11** USTPRegion17.lv.ecf@usdoj.gov
- **WHITNEY B. WARNICK** wbw@albrightstoddard.com, cgrey@albrightstoddard.com
- **DAVID J. WINTERTON** david@davidwinterton.com, christy@davidwinterton.com;tennille@davidwinterton.com;Julie@davidwinterton.com

Manual Notice List

The following is the list of **parties** who are **not** on the list to receive email notice/service for this case (who therefore require manual noticing/service). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

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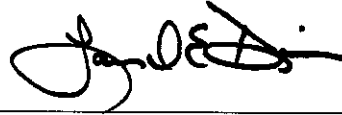
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JAMES ROSE

SUMMIT MOUNTAIN HOLDINGS, LLC
782 S. RIVER ROAD, UNIT 231
ST. GEORGE, UT 84790

Creditor List



Honorable Laurel E. Davis
United States Bankruptcy Judge



Entered on Docket
March 31, 2016

E-lodged: March 30, 2016

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*Attorneys for Secured Creditor,
Cohen Braffits Estates Development, LLC*

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NEVADA

In Re:

BRAFFITS CREEK ESTATES, LLC,

Debtor.

Case No.: BK-S-12-19780-LED
Ch 11

**ORDER GRANTING MOTION TO
CLOSE CASE AND ENTER FINAL
DECREE**

**Date of Hearing: March 29, 2016
Time of Hearing: 9:30 AM**

This matter came before the Court on March 29, 2016, on Secured Creditor's, Cohen

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1 Braffitts Estates Development, LLC ("Secured Creditor"), *Motion to Close Case and Enter Final*
2 *Decree* ("Motion"); Matthew L. Johnson appeared on behalf of Secured Creditor, Athanasios
3 Agelakopoulos appeared on behalf of the United States Trustee, and Ogonna M. Brown appeared
4 on behalf of Summit Mountain Holdings, LLC ("Summit Mountain"). Counsel for Summit
5 Mountain apprised the Court that Secured Creditor's March 15, 2016 Plan payments was not
6 timely made to Iron County pursuant to confirmation from Nicole Rosenberg with the Iron
7 County Treasurer that as of the morning of March 29, 2016, the Secured Creditor had not paid
8 the \$242,000. Counsel for Summit Mountain further represented to the Court that Secured
9 Creditor represented to Iron County that the payment of \$855,000 would be made to Iron County
10 no later than April 29, 2016. The Court having considered all pleadings and papers on file,
11 having been fully apprised of the matter, and based upon the representations of counsel at the
12 hearing that U.S. Trustee's fees have been paid but that it is unclear whether those funds have
13 cleared and been posted to the appropriate account by the United States Trustee Program due to a
14 signature issue, as acknowledged by the Secured Creditor's counsel on the record, and upon the
15 findings of fact and conclusions of law placed on the record at the hearing and incorporated
16 herein pursuant to Rule 7052 of the Federal Rules of Bankruptcy Procedure, which incorporates
17 by reference Rule 52 of the Federal Rules of Civil Procedures, and good cause appearing,
18

19
20 IT IS HEREBY IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the
21 Secured Creditor's Motion is hereby GRANTED.

22 IT IS FURTHER IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this
23 Final Decree is ENTERED.

24 IT IS FURTHER IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the
25 Chapter 11 case of the above-referenced Debtor is CLOSED.

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IT IS SO ORDERED.

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that:

_____ The court has waived the requirement set forth in LR 9021(b)(1).

_____ No party appeared at the hearing

XXX I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

PARTY	APPROVE	DISAPPROVE	NO RESPONSE
Athanasios Agelakopoulos <i>Attorney for the United States Trustee</i> <u>Athanasios.agelakopoulos@usdoj.gov</u> <u>/s/ Athanasios Agelakopoulos</u>	X		
Ogonna M. Brown <i>Attorney for Summit Mountain Holdings, LLC</i> <u>obrown@nevadafirm.com</u> <u>/s/ Ogonna M. Brown</u>	X		

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

Submitted by:
JOHNSON & GUBLER, P.C.

/s/ Matthew L. Johnson
Matthew L. Johnson (6004)
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8831 West Sahara Avenue
Las Vegas, Nevada 89117

*Attorneys for Secured Creditor, -
Cohen Braffits Estates Development, LLC*